

JAN 14 2005
U.S. POSTAGE

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First-Class Mail, Airmail, No. ER 540910078US, in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: January 14, 2005 Signature: Monica L. Thomas
(Monica L. Thomas)

Docket No.: AH-UTXC:681US
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
David J. Yang et al.

Application No.: 10/024,678

Filed: December 18, 2001

Art Unit: 3723

For: LOCAL REGIONAL CHEMOTHERAPY AND
RADIOTHERAPY USING IN SITU
HYDROGEL

Examiner: B. M. Fubara

NOTICE OF APPEAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby appeals to the Board of Appeals from the decision of the Patent Examiner dated October 14, 2004, finally rejecting claims 1-3, 5, 8-17, and 126-128 of the above-identified patent application.

Our check in the amount of \$250.00 covering the fee set forth in 37 CFR 41.20(b)(1) is enclosed. The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 06-2375, under Order No. AH-UTXC:681US. A duplicate copy of this paper is enclosed.

Files Processed

Dated: January 14, 2005

Respectfully submitted,

By Melissa L. Sistrunk
Melissa L. Sistrunk
Registration No.: 45,579
FULBRIGHT & JAWORSKI L.L.P.
1301 McKinney, Suite 5100
Houston, Texas 77010-3095
(713) 651-5151
(713) 651-5246 (Fax)
Attorney for Applicant

04/12/2005 YCHADWIC 00000002 062375 10024678
01 FC:2401 250.00 DA